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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE BANK OF NEW YORK, as
Indenture Trustee,

Plaintiff,

v.

TYCO INTERNATIONAL GROUP S.A.,
TYCO INTERNATIONAL LTD., and
TYCO INTERNATIONAL FINANCE
S.A.,

Defendants.

TYCO INTERNATIONAL LTD. and
TYCO INTERNATIONAL FINANCE
S.A.,

Counterclaim-Plaintiffs,

v.

THE BANK OF NEW YORK, as
Indenture Trustee,

Counterclaim-Defendant.

FILED 1/15/08
Docket No. 07 CV 4659 (SAS)

**[PROPOSED] STIPULATION
AND ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for all parties, that the briefing schedule on Plaintiff's motion to dismiss the First Amended Counterclaims, which was filed on January 7, 2008, shall be as follows:

(1) Counterclaim-Plaintiffs Tyco International Ltd. and Tyco International Finance S.A. will serve and file their papers in opposition to the motion on or before January 28, 2008; and

(2) Plaintiff The Bank of New York will serve and file its reply papers in support of the motion on or before February 11, 2008.

Dated: New York, New York
January 11, 2008

PAUL, WEISS, RIFKIND,
WHARTON & GARRISON LLP

By: 

Gerard E. Harper
Andrew G. Gordon
Andrew N. Rosenberg

gharper@paulweiss.com

1285 Avenue of the Americas
New York City, New York 10019
(212) 373-3000

GIBSON, DUNN & CRUTCHER LLP

By: 

Wesley G. Howell
Marshall R. King

mking@gibsondunn.com

200 Park Avenue, 47th Floor
New York, New York 10166
(212) 351-4000

*Counsel for Defendants and Counterclaim-
Plaintiffs*

DECHERT LLP

Kevin O'Brien
Glenn Siegel
Alissa Rossman

kevin.obrien@dechert.com

30 Rockefeller Plaza
New York City, New York 10112
(212) 698-3500

*Co-Counsel for the Plaintiff and Counterclaim-
Defendant*

SO ORDERED:


U.S.D.J.

1/15/08